




LAW OFFICES OF
SYNNESTVEDT & LECHNER
2600 ARAMARK TOWER
1101 MARKET STREET
PHILADELPHIA, PA 19107-2950
TELEPHONE (215) 923-4466
FACSIMILE (215) 923-2189
E-MAIL synnlech@synnlech.com
www.synnlech.com

RECEIVED
DEC 31 2002
TECH CENTER 1600/2900

CERTIFICATE OF EXPRESS MAILING

I hereby certify that the following documents are being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee", Mailing Label No. EV161247561 US, addressed to Commissioner for Patents, Box CPA, Washington, D.C. 20231, on Tuesday, December 24, 2002:

- (A) a Continued Prosecution Application Request Transmittal;
- (B) a Preliminary Amendment;
- (C) a Petition for Extension of Time Under 37 C.F.R. §1.136(a) (three months);
- (D) a check for \$740.00 to cover the filing fee for the Continued Prosecution Application; and
- (E) a check for \$920.00 to cover the fee for the Petition of (C) above.


Christopher Ricco

| CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Large Entity) | | | | | Docket No. #17 P25,986 USA | |
|--|--------|------------|--------|----------------|--|--|
| Submit an original, and a duplicate for fee processing. (Only for Continuation or Divisional Applications Under 37 CFR 1.53(d)) | | | | | <input checked="" type="checkbox"/> DUPLICATE (Check box if applicable) | |
| First Named Inventor | | Examiner | | Group/Art Unit | | |
| Seemann, Gerhard | | Shukla, R. | | 1632 | | |
| Address to: Assistant Commissioner for Patents Box CPA Washington, D.C. 20231 | | | | | | |
| This is a request for filing a <input checked="" type="checkbox"/> continuation, or <input type="checkbox"/> divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number <u>09/381,344</u> filed on <u>9/20/1999</u> and entitled: Extension of the Expression of Transgenic Proteins by Immunomodulation | | | | | | |
| 1. <input type="checkbox"/> Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application. | | | | | | |
| 2. <input checked="" type="checkbox"/> A preliminary amendment is enclosed. | | | | | | |
| 3. <input type="checkbox"/> This application is being filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4). a. <input type="checkbox"/> DELETE the following inventor(s) named in the prior nonprovisional application: | | | | | | |
| b. <input type="checkbox"/> The inventor(s) to be deleted are set forth on a separate sheet attached hereto. | | | | | | |
| 4. <input type="checkbox"/> A new power of attorney or authorization of agent is enclosed. | | | | | | |
| 5. <input type="checkbox"/> An Information Disclosure Statement (IDS) is enclosed: a. <input type="checkbox"/> PTO-1449 b. <input type="checkbox"/> Copies of IDS Citations | | | | | | |
| 6. <input type="checkbox"/> The fee for this application is calculated as follows: | | | | | | |
| CLAIMS AS FILED | | | | | | |
| For | #Filed | #Allowed | #Extra | Rate | Fee | |
| Total Claims | 20 | - 20 = | 0 | x \$18.00 | \$0.00 | |
| Indep. Claims | 3 | - 3 = | 0 | x \$84.00 | \$0.00 | |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | \$0.00 | |
| BASIC FEE | | | | | \$740.00 | |
| TOTAL FILING FEE | | | | | \$740.00 | |

RECEIVED
DEC 31 2002
TECH CENTER 1630/2900

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Large Entity)
(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

7. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees to
Deposit Account No. 19-5425
- ☒ fees required under 37 C.F.R. 1.16.
 - ☒ fees required under 37 C.F.R. 1.17.
 - ☒ fees required under 37 C.F.R. 1.18.
8. ☒ A check in the amount of \$740.00 is enclosed.
9. ☒ Also enclosed:
Petition under 37 C.F.R. 1.136(a) for Extension of Time (3 months) and check for fees therefor
10. ☐ The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Large Entity)
(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

NOTES

Submit an original, and a duplicate for fee processing.

FILING QUALIFICATIONS: The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 USC 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

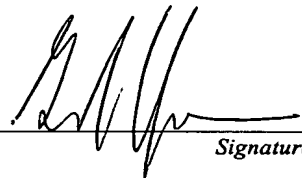
C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated: December 24, 2002



Signature

Gene J. Yao, Esquire

Typed or printed name

47,193

Registration Number (if applicable)

cc: